



**U.S. Department of Justice**

*United States Attorney's Office  
District of Delaware*

*The Nemours Building  
1007 Orange Street, Suite 700  
P.O. Box 2046  
Wilmington, Delaware 19899-2046*

*(302) 573-6277  
FAX (302) 573-6220*

February 8, 2007

**BY CM/ECF**

The Honorable Gregory M. Sleet  
J. Caleb Boggs Federal Building  
844 N. King St.  
Room 4324  
Lockbox 19  
Wilmington, DE 19801

Re: *Delaware Audubon Society, et al. V. Secretary, U.S. Department of the Interior,*  
CA No. 06-223 (D.Del.)

Dear Judge Sleet:

The purpose of this letter is to inform the Court of the status of the settlement agreed to by the parties in this matter.

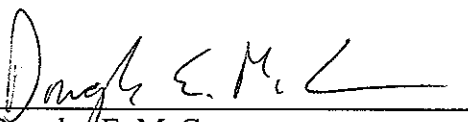
On January 5, 2007, the United States filed a status report informing the Court that the parties had reached settlement in principle and were acquiring the necessary approvals. The status report informed the court that we thought those approvals would be received within 30 days.

The government is waiting on one outstanding approval before it can stipulate to a dismissal. We anticipate that approval shortly; we will move expeditiously to file a stipulation of dismissal of this matter once that is in hand.

Respectfully,

COLM F. CONNOLLY  
United States Attorney

BY:

  
Douglas E. McCann  
Assistant United States Attorney

cc: Vivian A. Houghton, Esq.